

Fiscal Estimate - 2009 Session

☒ Original ☐ Updated ☐ Corrected ☐ Supplemental

| | | | |
|--|--|---|-------------|
| LRB Number 09-0166/2 | | Introduction Number SB-226 | |
| Description Emergency management, succession of public offices, liability and licensure of emergency volunteers, disaster relief, ratification of the pest control compact, transportation and disposal of animal carcasses, the plant industry, computation of school days, variance for hospital requirements, public works mutual assistance, emergencies related to computer or telecommunication systems, and providing penalties | | | |
| Fiscal Effect | | | |
| State: | | | |
| <input type="checkbox"/> No State Fiscal Effect | | | |
| <input type="checkbox"/> Indeterminate | | | |
| <input type="checkbox"/> Increase Existing Appropriations | | <input type="checkbox"/> Increase Existing Revenues | |
| <input type="checkbox"/> Decrease Existing Appropriations | | <input type="checkbox"/> Decrease Existing Revenues | |
| <input type="checkbox"/> Create New Appropriations | | <input checked="" type="checkbox"/> Increase Costs - May be possible to absorb within agency's budget | |
| | | <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No | |
| | | <input type="checkbox"/> Decrease Costs | |
| Local: | | | |
| <input type="checkbox"/> No Local Government Costs | | | |
| <input type="checkbox"/> Indeterminate | | | |
| 1. <input type="checkbox"/> Increase Costs | | 3. <input type="checkbox"/> Increase Revenue | |
| <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory | | <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory | |
| 2. <input type="checkbox"/> Decrease Costs | | 4. <input type="checkbox"/> Decrease Revenue | |
| <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory | | <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory | |
| 5. Types of Local Government Units Affected | | | |
| <input type="checkbox"/> Towns | | <input type="checkbox"/> Village <input type="checkbox"/> Cities | |
| <input type="checkbox"/> Counties | | <input type="checkbox"/> Others | |
| <input type="checkbox"/> School Districts | | <input type="checkbox"/> WTCS Districts | |
| Fund Sources Affected | | Affected Ch. 20 Appropriations | |
| <input type="checkbox"/> GPR <input type="checkbox"/> FED <input checked="" type="checkbox"/> PRO <input type="checkbox"/> PRS <input type="checkbox"/> SEG <input type="checkbox"/> SEGS 20.115(7)(ga) | | | |
| Agency/Prepared By | | Authorized Signature | Date |
| DATCP/ Melissa Mace (608) 224-4800 | | Bill Walker (608) 224-4353 | 6/25/2009 |

Fiscal Estimate Narratives

DATCP 6/25/2009

| | | | | | |
|--|-----------|---------------------|--------|---------------|----------|
| LRB Number | 09-0166/2 | Introduction Number | SB-226 | Estimate Type | Original |
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Assumptions Used in Arriving at Fiscal Estimate

The proposed language increases penalties and creates a civil forfeiture option for plant pest violations. Currently, the department only has authority to assess criminal penalties, with a maximum \$200 fine. Because of the department's limited penalty authority, penalties are not an effective deterrent to keep people and businesses from violating plant pest laws. The department believes allowing civil forfeitures and increasing the maximum fines will help deter violations. Any forfeitures collected under this provision would be deposited in the Common School Fund and would not be used to support department programs.

Case load is expected to remain low, under five cases per year, because the main value of the increased penalties is as a deterrent. There will be some additional costs to the state to investigate violations and prosecute cases; however, these would be relatively small. Based on costs to conduct investigations of violations in the department's Agrichemical Management Bureau, the department anticipates that each case would take an average of 20 hours to investigate (at \$36/hr) and 4 hours of administrative time (at \$45/hr) for a total of \$900 per case.

Long-Range Fiscal Implications

Fiscal Estimate Worksheet - 2009 Session

Detailed Estimate of Annual Fiscal Effect

☒ Original
 ☐ Updated
 ☐ Corrected
 ☐ Supplemental

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| I. One-time Costs or Revenue Impacts for State and/or Local Government (do not include in annualized fiscal effect): | | | | | | | | |
| II. Annualized Costs: | | | | | | | | |
| | | Annualized Fiscal Impact on funds from: | | | | | | |
| | Increased Costs | Decreased Costs | | | | | | |
| A. State Costs by Category | | | | | | | | |
| State Operations - Salaries and Fringes | \$4,500 | \$ | | | | | | |
| (FTE Position Changes) | | | | | | | | |
| State Operations - Other Costs | | | | | | | | |
| Local Assistance | | | | | | | | |
| Aids to Individuals or Organizations | | | | | | | | |
| TOTAL State Costs by Category | \$4,500 | \$ | | | | | | |
| B. State Costs by Source of Funds | | | | | | | | |
| GPR | | | | | | | | |
| FED | | | | | | | | |
| PRO/PRS (PRO) | 4,500 | | | | | | | |
| SEG/SEG-S | | | | | | | | |
| III. State Revenues - Complete this only when proposal will increase or decrease state revenues (e.g., tax increase, decrease in license fee, etc.) | | | | | | | | |
| | Increased Rev | Decreased Rev | | | | | | |
| GPR Taxes | \$ | \$ | | | | | | |
| GPR Earned | | | | | | | | |
| FED | | | | | | | | |
| PRO/PRS | | | | | | | | |
| SEG/SEG-S | | | | | | | | |
| TOTAL State Revenues | \$ | \$ | | | | | | |
| NET ANNUALIZED FISCAL IMPACT | | | | | | | | |
| | State | Local | | | | | | |
| NET CHANGE IN COSTS | \$4,500 | \$ | | | | | | |
| NET CHANGE IN REVENUE | \$ | \$ | | | | | | |
| <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 40%;">Agency/Prepared By</td> <td style="width: 40%;">Authorized Signature</td> <td style="width: 20%;">Date</td> </tr> <tr> <td>DATCP/ Melissa Mace (608) 224-4800</td> <td>Bill Walker (608) 224-4353</td> <td>6/25/2009</td> </tr> </table> | | | Agency/Prepared By | Authorized Signature | Date | DATCP/ Melissa Mace (608) 224-4800 | Bill Walker (608) 224-4353 | 6/25/2009 |
| Agency/Prepared By | Authorized Signature | Date | | | | | | |
| DATCP/ Melissa Mace (608) 224-4800 | Bill Walker (608) 224-4353 | 6/25/2009 | | | | | | |

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| Fiscal Effect State: <div style="display: flex; flex-wrap: wrap;"> <div style="width: 33%;"> <input type="checkbox"/> No State Fiscal Effect <input checked="" type="checkbox"/> Indeterminate <div style="margin-left: 20px;"> <input type="checkbox"/> Increase Existing Appropriations <input type="checkbox"/> Decrease Existing Appropriations <input type="checkbox"/> Create New Appropriations </div> </div> <div style="width: 33%;"> <input type="checkbox"/> Increase Existing Revenues <input type="checkbox"/> Decrease Existing Revenues </div> <div style="width: 33%;"> <input type="checkbox"/> Increase Costs - May be possible to absorb within agency's budget <div style="margin-left: 40px;"> <input type="checkbox"/> Yes <input type="checkbox"/> No </div> <input type="checkbox"/> Decrease Costs </div> </div> Local: <div style="display: flex; flex-wrap: wrap;"> <div style="width: 33%;"> <input type="checkbox"/> No Local Government Costs <input type="checkbox"/> Indeterminate <div style="margin-left: 20px;"> 1. <input type="checkbox"/> Increase Costs <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory 2. <input type="checkbox"/> Decrease Costs <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory </div> </div> <div style="width: 33%;"> <div style="margin-left: 20px;"> 3. <input type="checkbox"/> Increase Revenue <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory 4. <input type="checkbox"/> Decrease Revenue <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory </div> </div> <div style="width: 33%;"> 5. Types of Local Government Units Affected <div style="display: flex; flex-wrap: wrap;"> <div style="width: 33%;"> <input type="checkbox"/> Towns <input type="checkbox"/> Counties <input type="checkbox"/> School Districts </div> <div style="width: 33%;"> <input type="checkbox"/> Village <input type="checkbox"/> Others <input type="checkbox"/> WTCS Districts </div> <div style="width: 33%;"> <input type="checkbox"/> Cities </div> </div> </div> </div> | | |
| <div style="display: flex; justify-content: space-between;"> <div> Fund Sources Affected <input type="checkbox"/> GPR <input type="checkbox"/> FED <input type="checkbox"/> PRO <input type="checkbox"/> PRS <input type="checkbox"/> SEG <input type="checkbox"/> SEGS </div> <div> Affected Ch. 20 Appropriations </div> </div> | | |
| Agency/Prepared By DHS/ Ellen Hadidian (608) 266-8155 | Authorized Signature Andy Forsaith (608) 266-7684 | Date 7/28/2009 |

Fiscal Estimate Narratives

DHS 7/28/2009

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Assumptions Used in Arriving at Fiscal Estimate

This bill recodifies current statutes which relate to emergency management. Among other changes, the bill creates a separate chapter for legislation regarding emergency volunteer health care practitioners and adds new categories of health care workers who would qualify as emergency health care practitioners.

Under current law, certain health care providers licensed by Wisconsin who provide services on a voluntary basis during a declared state of emergency are considered to be state agents of the Department for the provision of these services. If a civil action arises out of an act committed by the provider during the lawful course of that person's duties, the state provides legal counsel and any judgments against the provider are paid by the state and capped at \$250,000. These providers are also considered to be employees of the state for purposes of worker compensation.

This bill adds emergency medical technicians, first responders, funeral directors, and veterinary technicians to the list of those who can qualify as emergency volunteer health care providers and, who, as a result, acquire the status of state agents of DHS when they provide services under the emergency volunteer program. The bill also allows providers who are licensed or certified by another state or territory to become an emergency health care provider in Wisconsin.

Liability claims against the state are paid from funds administered by the Department of Administration. The Department pays premiums to DOA for liability insurance. The Department paid \$271,975 for liability insurance and \$105,066 for medical malpractice insurance in SFY 09. Workers compensation premiums for all employees were \$4.4 million for the same period. If these volunteer emergency health care providers were added to the Department for liability purposes, and claims were made against them, the Department's liability premiums would also increase. However, the amount by which the premiums will increase as a result of the bill cannot be estimated.

SB 226 also requires the Department to establish an electronic registration system for providers who are willing to volunteer in an emergency. The system must be able to verify electronically a volunteer's credentials. The Department currently operates an electronic registration system which meets these requirements. There will be no additional cost to the Department as a result of this provision.

Long-Range Fiscal Implications

Fiscal Estimate - 2009 Session

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| Agency/Prepared By | Authorized Signature |
| DMA/ Brett Coomber (608) 242-3155 | Brett Coomber (608) 242-3155 |
| Date | |
| 6/9/2009 | |

Fiscal Estimate Narratives

DMA 6/9/2009

| | | | | | |
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| Agency/Prepared By DOA/ Cathleen Connolly (608) 261-2292 | Authorized Signature Martha Kerner (608) 266-1359 |
| Date 6/10/2009 | |

Fiscal Estimate Narratives

DOA 6/10/2009

| | | | | | |
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Assumptions Used in Arriving at Fiscal Estimate

In the sections that impact the Wisconsin Department of Administration (DOA), Senate Bill (SB)226 provides that if the Governor determines that there is an emergency related to computer or telecommunications systems, he may designate DOA as the lead agency to respond to that emergency. The bill also requires the Adjutant General of the Department of Military Affairs, who is responsible for developing a state plan of emergency management, to seek the advice of DOA with respect to any aspects of the plan related to computer or telecommunications systems. SB 226 also requires the Adjutant General to consult with DOA regarding providing incident command system training for emergencies related to computer or telecommunications systems.

In the event of a computer or telecommunications emergency DOA would mobilize its current staff to lead and respond to the emergency. It is likely that staff would be redirected from their normal workload to the emergency response. It is possible that staff would work overtime during the emergency but the likelihood and level of overtime cannot be determined until the emergency occurs. The Department does not anticipate purchasing additional equipment to implement the bill if passed.

The directive to DOA to advise the Department of Military Affairs on aspects of the state plan of emergency management related to computer or telecommunications systems is met through DOA's current membership on the State Homeland Security Council and membership on the Interagency Work Group. Consultation regarding the level of incident command system training that may be required could be provided by existing staff.

Long-Range Fiscal Implications